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Vinson&Elkins



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April 13, 2005

MAIL STOP AMENDMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 **CERTIFICATE OF MAILING**

I, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

April 13, 2005

Date

Timothy S. Corder

Re:

U. S. Patent Application No. 10/623,386 entitled "Rapid Subcloning Using Site-Specific Recombination" by Stephen J. Elledge *et al*. (Our Ref: BAY136/55004/4-010CONUS)

Dear Sirs:

Enclosed for filing in the above-referenced patent application are the following:

- 1. Supplemental Information Disclosure Statement;
- 2. Form PTO/SB/08A indicating references B1-B14 and C256-C258; and
- 3. A return postcard to acknowledge receipt of these documents. Please date stamp and mail this postcard.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is hereby authorized to deduct said fees from VINSON & ELKINS L.L.P. Deposit Account No. 22-0365/BAY136/4-010CONUS/55004.

Respectfully submitted,

Timothy S. Corder Reg. No. 38,414

9282:3058 Enclosures





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Elledge et al.

Serial No.: 10/623,386

Filed: July 18, 2003

For: RAPID SUBCLONING USING

SITE-SPECIFIC RECOMBINATION

Group Art Unit: 1651

Examiner: Unknown

Atty. Dkt. No.: BAY136/4-010CONUS

CERTIFICATE OF MAILING 37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date below:

April 13, 2005

Date

Timothy S. Corder

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the document listed on the attached Form PTO/SB/08A be considered by the Examiner and made of record. Copies of the listed documents (B1-B15 and C256-C258) required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be

construed to be an admission that the information cited is, or is considered to be, material to

patentability as defined in 37 C.F.R. § 1.56(b).

The present Supplemental Information Disclosure Statement is being filed prior to the

receipt of a first Official Action reflecting an examination on the merits, and hence is believed to

be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in

connection with the filing of this Supplemental Information Disclosure Statement, however,

should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to

these materials, the Commissioner is hereby authorized to deduct said fees from Vinson & Elkins

L.L.P. Deposit Account No. 22-0365/BAY136/4-010CONUS/55004.

Respectfully submitted,

Timothy S. Corder Reg. No. 38,414

Agent for Applicant

Vinson & Elkins L.L.P. 2300 First City Tower 1001 Fannin Houston, Texas 77002-6760

Date: April 13, 2005

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				U.S. PATEN	IT DOCUME	NTS				
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Examiner Initials	Cite No.	FOREIGN PATENT DOCUMENTS				Publication Date MM-DD-YYYY		Name of Patentee or Applicant of Cited Document		
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	B1	WO 94/206	604			09/1	5/94			
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	B14 WO 04/01329				02/12	2/04				
Examiner Signature						Date Consid	dansal			

INFORMATION DISCLOSURE					Application Number	10/62	10/623,386						
STATEMENT BY APPLICANT					Filing Date	July	July 18, 2003						
					First Named Inventor	Stepi	Stephen Elledge						
					Group Art Unit	1651							
					Examiner Name	Unkn	own						
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-	NON-PATENT LITERATURE DOCUMENTS												
	C256	James A. Baum, "Tn5401, a New Class II Transposable Element from Bacillus thuringiensis," Journal of Bacteriology, 176:10, pp. 2835-2845 (1994).											
	C257	James B. Bliska and Nicholas R. Cozzarelli, "Use of Site-Specific Recombination as a Probe of DNA Structure and Metabolism <i>in Vivo</i> ," J. Mol. Biol. 194:205-218 (1987).											
	C258	Short, et al., "ZAP: A Bacteriophage Expression Vector with In Vivo Excision Properties," Nucleic Acids Research – IRL Press Limited, Oxford, England – 16:15(7583-7600) (1988).											
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